

[Submitted by:]

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

CROW INDIAN TRIBE, et al.,	)	
	)	Case No. CV 17-89-M-DLC
Plaintiffs,	)	
	)	(consolidated with Case Nos.
v.	)	CV 17-117-M-DLC,
	)	CV 17-118-M-DLC,
UNITED STATES OF AMERICA,	)	CV 17-119-M-DLC,
et al.,	)	CV 17-123-M-DLC, and
	)	CV 18-16-M-DLC)
Federal Defendants,	)	
	)	<b>ORGANIZATIONAL</b>
and	)	<b>PLAINTIFFS' UNOPPOSED</b>
	)	<b>JOINT MOTION TO EXTEND</b>
STATE OF WYOMING, et al.,	)	<b>DEADLINE FOR MOTIONS</b>
	)	<b>FOR ATTORNEY FEES AND</b>
Defendant-Intervenors.	)	<b>COSTS</b>
	)	

Plaintiffs in Case Nos. 17-89 (Crow Indian Tribe, et al.), 17-117 (Humane Society of the United States, et al.), 17-118 (WildEarth Guardians), 17-119 (Northern Cheyenne Tribe, et al.), and 17-123 (Alliance for the Wild Rockies, et al.) (collectively, “Organizational Plaintiffs”) hereby request that this Court extend the deadline for Organizational Plaintiffs’ motions for attorney fees and costs. Pursuant to Federal Rule of Civil Procedure 54(d)(2)(B)(i), unless a statute or court order provides otherwise, a party has 14 days following the entry of judgment in which to move for an award of fees and costs. Given this Court’s entry of judgment on October 23, 2018, see ECF No. 275, Organizational Plaintiffs’ attorney fee motions would be due on November 6, 2018, under that rule. By this motion, Organizational Plaintiffs request an extension of this deadline until 30 days following the deadline for appeal or, if an appeal is noticed, 30 days following the final disposition of any appeal.

Counsel for Organizational Plaintiffs has conferred with counsel for the Federal Defendants and Defendant-Intervenors, who stated that they do not oppose this motion.

This motion should be granted pursuant to Federal Rule of Civil Procedure 54(d)(2)(B) in the interest of efficient resolution of the attorney fee issue and judicial economy. Granting the requested extension will facilitate efficient resolution of Organizational Plaintiffs’ claims for attorney fees and costs in light of

the time remaining for the parties to notice an appeal of this Court's judgment pursuant to Federal Rule of Appellate Procedure 4(a)(1)(B), as a motion filed within the ordinary 14-day timeframe specified by Federal Rule of Civil Procedure 54(d)(2)(B)(i) could be superseded by a later-filed notice of appeal.

In the event that no appeal is filed or that the final disposition of any such appeal is in Organizational Plaintiffs' favor, granting the requested extension will promote efficiency and judicial economy by allowing time for Organizational Plaintiffs and the Federal Defendants to pursue settlement discussions aimed at resolving Organizational Plaintiffs' claims for fees and costs without the need for this Court's adjudication of any disputed issues.

Accordingly, for the foregoing reasons, Organizational Plaintiffs respectfully request that this Court extend their deadline for a motion for attorney fees and costs until 30 days following the deadline for appeal or, if an appeal is noticed, 30 days following the final disposition of any appeal. A proposed order accompanies this motion.

Respectfully submitted this 29th day of October, 2018.

/s/ Timothy J. Preso

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was today served via the Court's CM/ECF system on all counsel of record.

/s/ Timothy J. Preso  
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